

RECEIVED
CENTRAL FAX CENTER

MAY 24 2004

FACSIMILE COVER SHEET**OFFICIAL****NORRIS MCLAUGHLIN & MARCUS, P.A.**220 East 42nd Street30th Floor

New York, New York 10017

Tel.: (212) 808-0700

Fax.: (212) 808-0844

Date: 24 May 2004

To: **MAIL STOP AF**
Examiner Lauren Q. Wells
US Patent and Trademark Office
Fax: 703-872-9306

Subject: USSN 09/744,506
Our Ref.: Beiersdorf 704-HCL

From: Howard C. Lee

Comments: Filing of: response to Office Action dated 19 May 2004, including Notice of Appeal
(1 pg.)

If you have any questions or need further information, please contact us.

You should receive 2 pages including this cover sheet.

The information contained in this facsimile message is intended only for the personal and confidential use of the recipient(s) named above. This message may be an attorney-client communication and as such is privileged and confidential. If the reader of this message is not the intended recipient or an agent responsible for delivering it to the intended recipient, you are hereby notified that you have received this document in error and that any review, dissemination, distribution, or copying of this message is strictly prohibited. If you have received this communication in error, please notify us immediately at the number above and discard the original message.

PTO/SB/31(06-03)

Approved for use through 7/31/2003. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number

**NOTICE OF APPEAL FROM THE EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES**Docket Number (Optional)
100718-283/ Beiersdorf 704**CERTIFICATE OF FACSIMILE TRANSMISSION**I hereby certify that this correspondence is being transmitted
via facsimile to the United States Patent and Trademark
Office on the 24th day of May 2004.Agata Glinka
Agata GlinkaIn re Application of
Ghita Lanzendorfer et alApplication Number
09/744,506Filed
May 25, 2001For
**Cosmetic and Dermatological Preparations Having an
Effective Content of Bile Acids, Their Salts and/or
Their Derivatives**Art Unit
1617Examiner
Gina C. YuApplicant hereby **appeals** to the Board of Patent Appeals and Interferences from the last decision of the examiner
dated May 19, 2004, finally rejecting claims 8,9 and 18-23.

The fee for this Notice of Appeal is (37 CFR 1.17(b))

\$ 330.00

- ☐ Applicant claims small entity status. See 37 CFR 1.26. Therefore, the fee
amount shown above is reduced by half, and the resulting fee is : \$.
- ☐ A check in the amount of the fee is enclosed.
- ☐ Payment by credit card. Form PTO-2038 is attached.
- ☐ The Director has already been authorized to charge fees in this application to a Deposit
Account. I have enclosed a duplicate copy of this sheet.
- ☒ The Director is hereby authorized to charge any fees which may be required, or credit
any overpayment, to Deposit Account Number 14-1263.
- ☐ A petition for an extension of time under 37 CFR 1.36(a) (PTO/SB/22) is enclosed.

**WARNING: Information on this form may become public. Credit card information should not
be included on this form. Provide credit card information and authorization on PTO-2038.**

I am the

- ☐ applicant/inventor.
- ☐ assignee of record of the entire interest. See 37 CFR
3.71. Statement under 37 CFR 3.73(b) is enclosed.
(Form PTO/SB/96).
- ☐ attorney or agent of record.
Registration _____
- ☒ attorney or agent under 37 CFR 1.34(a).
Registration number if acting under 37 CFR 1.34(a) 48,104

May 24, 2004

Date

(212) 808-0700

Telephone Number

Howard C. Lee

Signature

Howard C. Lee

Typed or printed name

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple
forms if more than one signature is required, see below.☐ Total of _____ forms are submitted.

This collection of information is required by 37 CFR 1.8. This information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is
governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will
vary depending upon the needs of the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information
Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450 Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO:
Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option